

**THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

RUTLAND, THOMAS & KAREN

DEBTOR

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CASE NO. 05-50022-R
CHAPTER 7

**TRUSTEE'S
FINAL REPORT AND PROPOSED DISTRIBUTION**

LINDA S. PAYNE, trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of her office and that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court. The Trustee applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document once filed, constitutes my valid signature for the purposes of 11 U.S.C. § 704(9) and Fed.R.Bankr.Pro.9011.

Therefore, the Trustee requests that the Final Report, Application for Compensation and Report of Proposed Distribution be approved.

Date: December 15, 2005

/s/ Linda Payne
Linda Payne, Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

RUTLAND, THOMAS & KAREN

DEBTOR

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**CASE NO. 05-50022-R
CHAPTER 7**

**TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND
DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: December 15, 2005

/s/ Linda Payne
Linda Payne, Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF: 12/15/05
RUTLAND, THOMAS & KAREN

CASE NO. 05-50022-R

A: Receipts \$ 2,919.73

B. Disbursements

1. Secured Creditors-----

2. Administrative----- 702.74

3. Priority-----

4. Other-----

Total disbursements----- 702.74

C. Current Balance \$ 2,216.99

Form 1

Page: 1

Individual Estate Property Record and Report
Asset Cases

Case Number: 05-50022 BTR
Case Name: RUTLAND, THOMAS E.
RUTLAND, KAREN L.

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 01/25/05 (f)
\$341(a) Meeting Date: 03/04/05
Claims Bar Date: 06/08/05

Period Ending: 12/14/05

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	5806 Larry Drive, Texarkana - homestead	101,000.00	0.00	DA	0.00	FA
2	Hibernia Savings Account Object to exemptions. Trustee value correct according to bank statements	215.36	38.60		38.60	FA
3	Household Goods	2,045.00	0.00	DA	0.00	FA
4	Books, etc.	1,525.00	0.00	DA	0.00	FA
5	Clothing and jewelry	775.00	0.00	DA	0.00	FA
6	Farm Bureau Erisa	100.00	0.00	DA	0.00	FA
7	Stock - PPG & URS Object to exemptions	724.84	0.00	DA	740.00	FA
8	1983 Olds Cutlas Object to exemptions	100.00	0.00	DA	10.00	FA
9	1985 Ford LTD Object to exemptions	500.00	0.00	DA	50.00	FA
10	1994 Grand Marquis Object to exemptions	2,200.00	0.00	DA	0.00	FA
11	1995 Dodge Ram (u) Object to exemptions	5,000.00	0.00	DA	1,926.00	FA
12	Dogs and cats	0.00	0.00	DA	0.00	FA
13	Other personal property (Furniture & tools)	1,890.00	0.00	DA	0.00	FA

Form 1

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Individual Estate Property Record and Report

Asset Cases

Case Number: 05-50022 BTR

Case Name: RUTLAND, THOMAS E.

RUTLAND, KAREN L.

Period Ending: 12/14/05

Trustee: (631540)

LINDA S. PAYNE

Filed (f) or Converted (c): 01/25/05 (f)

\$341(a) Meeting Date: 03/04/05

Claims Bar Date: 06/08/05

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA) Gross Value of Remaining Assets
14	Hibernia Checking (u)	0.00	37.50		37.50	FA
15	Century Bank Checking (u)	0.00	110.69		110.69	FA
16	Tax Refund (u)	0.00	1,926.00		0.00	FA
Int	INTEREST (u)	Unknown	N/A		6.94	Unknown
17	Assets Totals (Excluding unknown values)	\$116,075.20	\$2,112.79		\$2,919.73	\$0.00

Major Activities Affecting Case Closing:

Requested bar date.

Hire attorney - object to exemptions

Initial Projected Date Of Final Report (TFR): December 1, 2005

Current Projected Date Of Final Report (TFR): December 1, 2005

Form 2

Page: 1

Cash Receipts And Disbursements Record

Case Number: 05-50022 BTR
Case Name: RUTLAND, THOMAS E.
RUTLAND, KAREN L.
Taxpayer ID #: 13-7453912
Period Ending: 12/14/05

Trustee: LINDA S. PAYNE (631540)
Bank Name: JPMORGAN CHASE BANK, N.A.
Account: ***-****45-65 - Money Market Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #}/ Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
04/08/05	{11}	Grimes & Craytor	Turnover of non exempt assets		2,112.79		2,112.79
	{14}		Tax Refund	1224-000			2,112.79
	{2}		Hibernia Checking Account	1229-000			2,112.79
	{15}		Hibernia Savings Account	1129-000			2,112.79
			Century Bank Checking account	1229-000			2,112.79
04/29/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	0.38		2,113.17
05/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	0.63		2,113.80
06/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4000%	1270-000	0.67		2,114.47
07/06/05		Grimes & Craytor	Buying non exempt assets		800.00		2,914.47
	{8}			1129-000			2,914.47
	{9}			1129-000			2,914.47
	{7}			1129-000			2,914.47
07/29/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4500%	1270-000	0.95		2,915.42
08/12/05	1001	BILL PAYNE		3210-000		700.00	2,215.42
08/12/05	1002	BILL PAYNE		3220-000		2.74	2,212.68
08/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4500%	1270-000	1.05		2,213.73
09/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5000%	1270-000	0.87		2,214.60
10/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	0.96		2,215.56
11/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	1.00		2,216.56
12/14/05	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.5500%	1270-000	0.43		2,216.99
12/14/05		To Account #*****4566	Final report	9999-000		2,216.99	0.00

Subtotals :

\$2,919.73

\$2,919.73

{ } Asset reference(s)

{ } Not printed or not transmitted

Printed: 12/14/2005 04:15 PM V.7.03

Form 2

Page: 2

Cash Receipts And Disbursements Record

Case Number: 05-50022 BTR
Case Name: RUTLAND, THOMAS E.
RUTLAND, KAREN L.
Taxpayer ID #: 13-7453912
Period Ending: 12/14/05

Trustee: LINDA S. PAYNE (631540)
Bank Name: JPMORGAN CHASE BANK, N.A.
Account: ***_****45-65 - Money Market Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #}/ Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
ACCOUNT TOTALS							
			Less: Bank Transfers		2,919.73	2,919.73	\$0.00
					0.00	2,216.99	
			Subtotal		2,919.73	702.74	
			Less: Payments to Debtors			0.00	
			NET Receipts / Disbursements		\$2,919.73	\$702.74	

Form 2

Page: 3

Cash Receipts And Disbursements Record

Case Number: 05-50022 BTR
Case Name: RUTLAND, THOMAS E.
RUTLAND, KAREN L.
Taxpayer ID #: 13-7453912
Period Ending: 12/14/05

Trustee: LINDA S. PAYNE (631540)
Bank Name: JPMORGAN CHASE BANK, N.A.
Account: ***-****45-66 - Checking Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
12/14/05		From Account #*****4565	Final report	9999-000 1	2,216.99	2,216.99

ACCOUNT TOTALS
Less: Bank Transfers 2,216.99 0.00
Subtotal 2,216.99 0.00
Less: Payments to Debtors 0.00 0.00
NET Receipts / Disbursements \$0.00 \$0.00

TOTAL - ALL ACCOUNTS
MMA # ***-****45-65 Net Receipts 2,919.73 Net Disbursements 702.74 Account Balances 0.00
Checking # ***-****45-66 0.00 0.00 2,216.99
\$2,919.73 \$702.74 \$2,216.99

Trustee's Compensation**Debtor:** RUTLAND, THOMAS E.**Case:** 05-50022**Computation of Compensation**

Total disbursements to other than the debtor are:		2,919.73
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Pursuant to 11 U.S.C. 326, compensation is computed as follows:		
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25% of First \$5,000	2,919.73 =	729.93
10% of Next \$45,000	0.00 =	0.00
5% of Next \$950,000	0.00 =	0.00
3% of Balance	0.00 =	0.00

Calculated Total Compensation:	\$729.93
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Plus Adjustment:	0.00
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Total Compensation:	\$729.93
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Less Previously Paid:	0.00
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Total Compensation Requested:	\$729.93
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Trustee Expenses

Premium on Trustee's Bond		0.00
Travel	0.0 miles at 0.0 cents per mile	0.00
Copies	104 copies at 25.0 cents per copy	26.00
Postage		15.79
Telephone Charges		0.00
Clerical / Secretarial	7.00 hours at 20.00 dollars per hour	140.00
Paralegal Assistance	0.00 hours at 0.00 dollars per hour	0.00
Supplies / Stationery		0.00
Distribution Expenses		0.00
Professional Expenses		0.00
Other Expenses		0.00
Other Expenses 2		0.00

Subtotal Expenses:	\$181.79
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Plus Adjustment:	0.00
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Total Expenses:	\$181.79
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Less Previously Paid:	0.00
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Total Expenses Requested:	\$181.79
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The undersigned Trustee certifies under penalty of perjury that the foregoing is true and correct to the best of his/her knowledge and requests the United States Trustee to approve this report and accounts and requests the Court to provide for notice and opportunity for a hearing under 11 U.S.C. 330(a), 502(b), and 503(b) and to thereafter award final compensation or reimbursement of expenses and to make final allowance for the purposes of distribution to claims, administrative expenses, and other payments stated in this report and account.

WHEREFORE, the Trustee requests that this application be approved by this Court and that the Trustee be granted an allowance of \$729.93 as compensation and \$181.79 for reimbursement of expenses. The Trustee further states that no payments have been made or promised to him/her for services rendered or to be rendered in any capacity in this case. No agreement or understanding exists between applicant and any other person for sharing compensation received or to be received.

Dated: 12/14/05

Signed: 

LINDA S. PAYNE
100 NORTH MAIN ST.

PARIS, TX 75460

Exhibit "A"**Period: 01/01/00 - 12/14/05****Trustee: LINDA S. PAYNE (631540)****Case Number:** 05-50022**Case Name:** RUTLAND, THOMAS E.**Case Type:** Assets**Judge:** Brenda T. Rhoades**Petition Date:** 01/25/05**341a Meeting:** 03/04/05 10:00**Category: CLERICAL**

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
03/11/05	Prepare, file and mail Application to Employ Attorney	0.50	\$20.000	\$10.00
07/08/05	Prepare, file and mail Applications to Sell Property and For Compensation for Attorney	1.50	\$20.000	\$30.00
08/11/05	Prepare Final and Supplemental Reports	2.00	\$20.000	\$40.00
12/14/05	Prepare and File Final Report	3.00	\$20.000	\$60.00
	Prepare and File Supplemental Final Report			
Total for category CLERICAL:		7.00		\$140.00

Category: COPIES

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
03/11/05	Application to Employ Attorney	5.00	\$0.250	\$1.25
07/08/05	Application to sell personal property Application to pay attorney	47.00	\$0.250	\$11.75
08/11/05	Final and Supplemental Reports	27.00	\$0.250	\$6.75
12/14/05	Final report and supplemental final report	25.00	\$0.250	\$6.25
Total for category COPIES:		104.00		\$26.00

Category: POSTAGE

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
03/11/05	Mail Application to Employ Attorney	1.00	\$0.370	\$0.37
07/08/05	Mail application to sell and application to pay attorney	21.00	\$0.370	\$7.77
08/11/05	Mail distribution checks	5.00	\$0.370	\$1.85
08/11/05	Mail Bank Statements to UST	1.00	\$3.850	\$3.85
12/14/05	Mail distribution checks	5.00	\$0.390	\$1.95
Total for category POSTAGE:		33.00		\$15.79

Total for case 05-50022: \$181.79**Grand Total: \$181.79**

**SCHEDULE C
EXPENSES OF ADMINISTRATION**

	AMOUNT CLAIMED	AMOUNT PAID	AMOUNT DUE
1. 11 U.S.C. Sec 507(a)(1)			
<u>Court Cost and Fees</u>			
A. Notice & Claim Fees \$			
B. Adv. filing fees			
C. Quarterly Chapt 11			
2. 11 U.S.C. Sec 503(b)(1)(a)			
<u>Preservation of estate</u>			
A. Transportation			
B. Storage			
C. Wages			
D. Estates share FICA			
E. Insurance			
F. Other (itemize)			
G. Chapt 11 Trade			
Airborne Express			
3. 11 U.S.C. Sec.503(b)(2)			
<u>Post-Petition Taxes</u>			
<u>and related penalties</u>			
4. 11 U.S.C. Sec.503(b)(2)			
<u>Compensation and</u>			
<u>Reimbursement</u>			
A. Trustee Fees	729.93	0	729.93
B. Trustee Expenses	181.79	0	181.79
C. Attorney to Trustee			
(#15 on docket)	700.00	700.00	0
D. Expenses for Attorney			
To Trustee	2.74	2.74	
E. Attorney for Debtor			
F. Auctioneer Fees			
G. Auctioneer Expenses			
5. Other (Itemize)			
 TOTAL-----	 1,614.46	 702.74	 911.72

SCHEDULE D

SECURED CLAIMS

Claim #	Claimant	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Amount Due
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Total Allowed Secured Claims: \$ 0

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Claim No.	(2) Amt. Claimed	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt. Due
1. For Credit Extended §364(e)(1)					
2. Claims from failure of adequate protection §307 (a)(b)					
3. "Gap Claims" §507 (a)(2)					
4. Wages, etc. §507 (a)(3)					
5. Contributions to benefit plans §507 (a)(4)					
6. Engaged in raising of grain or fisherman §507 (a)(5)					
7. Consumer deposits §507 (a)(6)					
8. Alimony or child support §507 (a)(7)					
9. Taxes §507 (a)(8)					

TOTAL ALLOWED PRIORITY CLAIMS: \$ 0

TIMELY FILED ALLOWED UNSECURED CLAIMS TOTAL:\$17,590.01

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

RUTLAND, THOMAS & KAREN

DEBTOR

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**CASE NO. 05-50022-R
CHAPTER 7**

TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTIONS

The undersigned Trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the Trustee's Final Report, all applications for compensation and all other matters which must be determined by the Court before final distribution can be made.
2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection hereto is made, filed and served on the Trustee and on the United States Trustee.

1. BALANCE ON HAND	\$ 2,216.99
2. ADMINISTRATIVE EXPENSES TO BE PAID	\$ 911.72
3. SECURED CLAIMS TO BE PAID	\$
4. PRIORITY CLAIMS TO BE PAID	\$
5. UNSECURED CLAIMS TO BE PAID	\$ 1,305.27
6. OTHER DISTRIBUTIONS TO BE PAID	\$
7. TOTAL DISTRIBUTIONS TO BE MADE	\$ 2,216.99
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS	\$ 0

Dated: December 15, 2005

/s/ Linda S. Payne
Linda S. Payne, Trustee

Claims Distribution Register

Case: 05-50022 RUTLAND, THOMAS E.

Claim #	Date	Pri	Claimant / Proof / <Category> / Memo	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment
Admin Ch. 7 Claims:								
	01/25/05	200	BILL PAYNE 100 NORTH MAIN STREET PARIS, TX 75460 <3210-00 Attorney for Trustee Fees (Other Firm)>	700.00	700.00	700.00	0.00	0.00
	01/25/05	200	BILL PAYNE 100 NORTH MAIN STREET PARIS, TX 75460 <3220-00 Attorney for Trustee Expenses (Other Firm)>	2.74	2.74	2.74	0.00	0.00
	01/25/05	200	LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2200-00 Trustee Expenses>	181.79	181.79	0.00	181.79	181.79
	01/25/05	200	LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2100-00 Trustee Compensation>	729.93	729.93	0.00	729.93	729.93
Total for Priority 200: 100% Paid				\$1,614.46	\$1,614.46	\$702.74	\$911.72	\$911.72
Total for Admin Ch. 7 Claims:				\$1,614.46	\$1,614.46	\$702.74	\$911.72	\$911.72

Unsecured Claims:

1	04/04/05	610	Bank of America NA (USA) POB 2278 Norfolk, VA 23501-2278 <7100-00 General Unsecured § 726(a)(2)> Unsecured A/C 4428 8700 2617 2280	2,859.16	2,859.16	0.00	2,859.16	212.16
2	04/11/05	610	Citibank (SD) NA Assoc/Texaco Payment Center 4300 Westown Pkwy West Des Moines, IA 50266 <7100-00 General Unsecured § 726(a)(2)> Unsecured A/C 1186 735880	416.30	416.30	0.00	416.30	30.89
3	04/25/05	610	ChaseManhhtnBankUSA,NA as successor in interest to Bank One c/o Weinstein & Riley, P.S. 2101 4th Ave., Suite 900 Seattle, WA 98121 <7100-00 General Unsecured § 726(a)(2)> Unsecured A/C xxxxxxxxxxxx6415	4,991.13	4,991.13	0.00	4,991.13	370.37
4	04/25/05	610	ChaseManhhtnBankUSA,NA as successor in interest to Bank One c/o Weinstein & Riley, P.S. 2101 4th Ave., Suite 900 Seattle, WA 98121 <7100-00 General Unsecured § 726(a)(2)> Unsecured	8,742.78	8,742.78	0.00	8,742.78	648.76

Claims Distribution Register

Case: 05-50022 RUTLAND, THOMAS E.

Claim #	Date	Pri	Claimant / Proof / <Category> / Memo	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment
			A/C XXXXXXXXXXXX 2028					
5	06/06/05	610	MBNA America Bank, N.A. P O Box 15168 MS 1423 Wilmington, DE 19850 <7100-00 General Unsecured § 726(a)(2)> Unsecured A/C XXXXXXXXXXXX0684	580.64	580.64	0.00	580.64	43.09
Total for Priority 610: 7.42052% Paid				\$17,590.01	\$17,590.01	\$0.00	\$17,590.01	\$1,305.27
Total for Unsecured Claims:				\$17,590.01	\$17,590.01	\$0.00	\$17,590.01	\$1,305.27
Total for Case :				\$19,204.47	\$19,204.47	\$702.74	\$18,501.73	\$2,216.99